

Appl. No. 10/706,104
Docket No. 9118M
Amdt. dated June 12, 2007
Reply to Office Action mailed on December 27, 2006
Customer No. 27752

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REMARKS

Claim Status

Claims 18-29, 31, 32, and 34 are pending in the present application. No additional claims fee is believed to be due.

Claims 1-17, 30, 33, and 35 are canceled without prejudice.

Claims 18-21, 28, 29, 32, and 34 have been amended.

It is believed these changes do not involve any introduction of new matter. Consequently, entry of these changes is believed to be in order and is respectfully requested.

Objections

The Office Action objects to Claims 1, 19, 28, 32, and 34 for informalities. Accordingly, Applicants have changed "mils" to "ml" in Claims 19, 28, 32, and 34, and the punctuation in Claims 18, 28, 32, and 34 is now correct.

Rejection Under 35 USC §112, Second Paragraph

Claims 1-35 have been rejected under 35 USC §112, second paragraph, for failing to particularly point out and distinctly claim the subject matter that Applicants regard as the invention. The Office Action states that the terms "from about," "less than about," and "for at least about" are indefinite. Accordingly, Applicants have removed all uses of "about" from the claims.

Rejection Under 35 USC §112, First Paragraph

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Claims 1-35 have been rejected under 35 USC §112, first paragraph, for failing to comply with the written description requirement. Accordingly, Applicants have amended Claims 18, 19, 28, 32, and 34 to specify that the toothbrush used to brush the teeth is a manual, flat head, soft toothbrush.

Rejection Under 35 USC §102 Over Lawlor

Claims 1, 2, 4, 6-10, 12-16, 30, 32, and 34 have been rejected under 35 USC 102(a) and (e) as being anticipated by Lawlor (US 6,706,256). Applicants have cancelled Claims 1, 2, 4, 6-10, 12-16, and 30. Claims 32 and 34 have been amended to specify that the composition is non-effervescent. Therefore, Claims 32 and 34 are identical to cancelled Claims 33 and 35, respectively, which were not rejected under §102 over Lawlor.

Therefore, Applicants respectfully assert that the pending Claims are in condition for allowance and request that that the rejection be withdrawn.

Rejection Under 35 USC §103(a) Over Lawlor in view of Aberg

Claims 1-17 have been rejected under 35 USC §103(a) as being unpatentable over Lawlor (US 6,706,256) in view of Aberg (WO 88/10110). Claims 1-17 have been cancelled.

Therefore, Applicants respectfully assert that the pending Claims are in condition for allowance.

Conclusion

This response represents an earnest effort to place the present application in proper form. In view of the foregoing, entry of the amendments presented herein,

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reconsideration of this application, and allowance of the pending claims are respectfully requested.

Respectfully submitted,

THE PROCTER & GAMBLE COMPANY

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Signature

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